

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kevin O. Lillehei

United States Application No.: 10/561,327

International Application No.: PCT/US04/16462

International Filing Date: 05-26-2004

For: SURGICAL CANNULA

Attorney Docket No.: 7128.00013

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the DO/EO/US. In response thereto, enclosed please find the following:

1. Copy of Notification of Missing Requirements; and
2. Executed Declaration and Power of Attorney for Patent Application.

Please charge our Deposit Account No. 11-1449 for any additional fees or credit our account for any overpayment.

Respectfully submitted,

KOHN & ASSOCIATES, PLLC



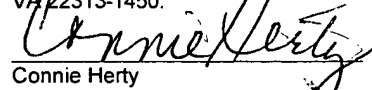
Amy E. Rinaldo, Reg. No. 45,791  
30500 Northwestern Highway, Suite 410  
Farmington Hills, Michigan 48334  
(248) 539-5050

Dated: February 7, 2007

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop: PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Connie Herty

Dec 4 fee  
3-22-07

## UNITED STATES PATENT AND TRADEMARK OFFICE

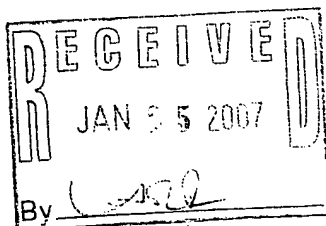
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|                             |                       |                  |
|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/561,327                  | Kevin O. Lillehei     | 7128.00013       |

|                               |
|-------------------------------|
| INTERNATIONAL APPLICATION NO. |
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PCT/US04/16462

48924  
 KOHN & ASSOCIATES PLLC  
 30500 NORTHWESTERN HWY  
 STE 410  
 FARMINGTON HILLS, MI 48334



|                  |               |
|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
| 05/26/2004       | 06/20/2003    |

CONFIRMATION NO. 5898

371 FORMALITIES LETTER



\*OC000000022090018\*

Date Mailed: 01/22/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/16/2005
- Copy of the International Search Report filed on 12/16/2005
- Preliminary Amendments filed on 12/16/2005
- Oath or Declaration filed on 12/16/2005
- Request for Immediate Examination filed on 12/16/2005
- U.S. Basic National Fees filed on 12/16/2005
- Priority Documents filed on 12/16/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/561,327                  | PCT/US04/16462                | 7128.00013       |

FORM PCT/DO/EO/905 (371 Formalities Notice)